IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

WEDNESDAY, THE 21ST NOVEMBER 2007 / 30TH KARTHIKA 1929

WP(C).No. 34301 of 2007(H)

PETITIONER:

SADANANDAN,
CHIEF MANAGER, KERALA STATE FINANCIAL ENTERPRISES LIMITED, PALODE BRANCH, THIRUVANANTHAPURAM DIST., RESIDING AT GARDEN RESORT, K.P.2/29 D, VAZHAYILA, KARAKULAM P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.GOPAKUMAR R.THALIYAL

RESPONDENTS:
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1. **THE KERALA STATE FINANCIAL ENTERPRISES LIMITED, REGISTERED OFFICE, BHADRATHA, THRISSUR-20, REPRESENTED BY THE MANAGING DIRECTOR.**

2. **THE MANAGING DIRECTOR, THE KERALA STATE FINANCIAL ENTERPRISES LIMITED, REGISTERED OFFICE, BHADRATHA, THRISSUR-20.**

3. **THE CHAIRMAN, KERALA STATE FINANCIAL ENTERPRISES LIMITED, REGISTERED OFFICE, BHADRATHA, THRISSUR-20.**

4. **CHANDRIKA K., BRANCH MANAGER, K.S.F.E. LTD., PONNANI.**

BY ADV. SRI. A.M. SHAFFIQUE, SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 21/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

V.GIRI,J.

W.P (C) No. 34301 of 2007

Dated this the 21st November, 2007

J U D G M E N T

The petitioner is working as Chief Manager in the Palode Branch of Kerala State Financial Enterprises. The petitioner is aggrieved by Exhibit-P4 order of transfer by which he has now been transferred from Thiruvananthapuram to Kozhikode. Firstly, it is contended that he is due to retire on 31.5.2009. Therefore, a transfer at this juncture is not required. Secondly, it is contended that he is prosecuting a course in LLB in the Kerala Law Academy, Thiruvananthapuram. His studies will be affected if he is shifted from Thiruvananthapuram to Kozhikode.

2. I heard the learned counsel for the petitioner Mr.R.Gopakumar and the learned standing Counsel for the K.S.F.E Mr. E.R. Nandakumar. Learned standing counsel for the K.S.F.E. submits that Exhibit-P4 relates to 41 persons in the cadre of Manager. Based on the performance of those persons, it was decided that the petitioner's service is required in the branch at Kozhikode. Administrative exigencies have compelled the management to effect the transfers under Exhibit-P4.

3. There is no challenge against the transfer on ground of malafides or infraction of statutory norms. In the circumstances, the very limited grounds normally considered by this Court as sufficient to interfere with an order of transfer are not present in this case. In my view, if the petitioner is aggrieved by a transfer out of Thiruvananthapuram for reasons which are peculiar to him, it is upto him to apprise the management of the same. I do not find any ground to interfere with Exhibit-P4.

This writ petition is disposed of permitting the petitioner to move the 1st respondent seeking variation of Exhibit-P4. If such a representation is filed, within one month from today, it shall be looked into and appropriate decision shall be taken by the 1st respondent, within one month thereafter. Subject to this observation, this writ petition is disposed of.

(V.GIRI, JUDGE)

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K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007